

# **Notice of Non-Compliance Amendment (37 CFR 1.121)**

Application No.

10/534,641

Examiner

William P. Fletcher III

Applicant(s)

LIST, REINHARD

Art Unit

1762

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

The amendment document filed on 07 November 2006 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121 or 1.4. In order for the amendment document to be compliant, correction of the following item(s) is required.

THE FOLLOWING MARKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- ☒ 1. Amendments to the specification:
  - ☒ A. Amended paragraph(s) do not include markings.
  - ☐ B. New paragraph(s) should not be underlined.
  - ☒ C. Other See Continuation Sheet.
- ☒ 2. Abstract:
  - ☒ A. Not presented on a separate sheet. 37 CFR 1.72.
  - ☒ B. Other See Continuation Sheet.
- ☐ 3. Amendments to the drawings:
  - ☐ A. The drawings are not properly identified in the top margin as "Replacement Sheet," "New Sheet," or "Annotated Sheet" as required by 37 CFR 1.121(d).
  - ☐ B. The practice of submitting proposed drawing correction has been eliminated. Replacement drawings showing amended figures, without markings, in compliance with 37 CFR 1.84 are required.
  - ☐ C. Other \_\_\_\_\_.
- ☒ 4. Amendments to the claims:
  - ☒ A. A complete listing of all of the claims is not present.
  - ☐ B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
  - ☐ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following status identifiers: (Original), (Currently amended), (Canceled), (Previously presented), (New), (Not entered), (Withdrawn) and (Withdrawn-currently amended).
  - ☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
  - ☒ E. Other: Claims 1-17 are not listed.
- ☒ 5. Other (e.g., the amendment is unsigned or not signed in accordance with 37 CFR 1.4):  
See Continuation Sheet

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714.

## TIME PERIODS FOR FILING A REPLY TO THIS NOTICE:

1. Applicant is given **no new time period** if the non-compliant amendment is an after-final amendment or an amendment filed after allowance. If applicant wishes to resubmit the non-compliant after-final amendment with corrections, the **entire corrected amendment** must be resubmitted.
2. Applicant is given **one month**, or thirty (30) days, whichever is longer, from the mail date of this notice to supply the correction, if the non-compliant amendment is one of the following: a preliminary amendment, a non-final amendment (including a submission for a request for continued examination (RCE) under 37 CFR 1.114), a supplemental amendment filed within a suspension period under 37 CFR 1.103(a) or (c), and an amendment filed in response to a *Quayle* action. If any of above boxes 1. to 4. are checked, the correction required is only the **corrected section** of the non-compliant amendment in compliance with 37 CFR 1.121.

**Extensions of time** are available under 37 CFR 1.136(a) only if the non-compliant amendment is a non-final amendment or an amendment filed in response to a *Quayle* action.

**Failure to timely respond** to this notice will result in:

**Abandonment** of the application if the non-compliant amendment is a non-final amendment or an amendment filed in response to a *Quayle* action; or

**Non-entry** of the amendment if the non-compliant amendment is a preliminary amendment or supplemental amendment.

*William P. Fletcher III*  
Legal Instruments Examiner (LIE), if applicable

1/22/2007

(571) 272-1419

Telephone No.

Continuation of 1(c) Other: The amendment to the title does not include markings to show changes relative to the immediate prior version.

Continuation of 2(b) Other: The amendment to the specification does not include markings to show changes made relative to the immediate prior version.

Continuation of 5 Other: A. Each amendment document that includes a change to an existing claim, cancellation of a claim or submission of a new claim, must include a complete listing of all claims in the application, including any previously cancelled.

B. Amendments to the specification, including the abstract, must be made by presenting a replacement paragraph, section, or abstract marked up to show changes made relative to the immediate prior version. ✓

C. It is unclear whether the specification submitted Nov. 7, 2006 is intended to be a substitute specification. If so, applicant is reminded that a substitute specification is being submitted to incorporate extensive amendments, both a clean version and a marked up version must be submitted as per 37 CFR 1.125. If the specification filed Nov. 7, 2006 is not a substitute specification, applicant is requested to so indicate and explain the reason for its inclusion in the Nov. 7 submission.

SEE ATTACHED

WPF  
1/22/2007



## Certificate of Express Mailing

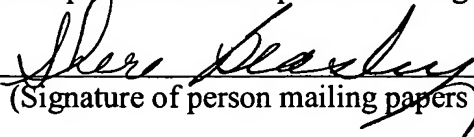
"Express Mail" Mailing Label Number: **EM049284501US**  
Date of Deposit: **02/23/2007**  
Ref: Case Docket No.: **P1981**  
First Named Inventor: **Reinhard List**  
Serial Number: **10/534,641**  
Filing Date: **05/11/2005**  
Title of Case: **Method for Protecting a Vehicle Body from Corrosion (as amended)**

I hereby certify that the attached papers are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and addressed to the Commissioner of Patents and Trademarks, Alexandria, VA 22313-1450

1. Response to Notice of Non-Compliant Amendment.
2. Substitute Specification.
3. Marked-up Substitute Specification.
4. Copy of Drawings.
5. Copy of Notice of Non-Compliant Amendment.
6. Certificate of express mailing.
7. Postcard listing contents.

Sheri Beasley

(Typed or printed name of person mailing paper or fee)

  
(Signature of person mailing papers or fee)